

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JAVIER ALFREDO VILLELA,

Plaintiff,

v.

STATE OF NEVADA, *et al.*,

Defendants.

Case No. 2:15-cv-00826-LDG (VCF)


ORDER

Javier Alfredo Villela filed an application to proceed *in forma pauperis* and a document captioned "Appeal to Dismiss for Lack of Jurisdiction." As the United States District Court, District of Nevada, is not an appellate court, the Court construes the document as a complaint. The Magistrate Judge granted Villela's application to proceed *in forma pauperis*.

As Villela sought to pursue his claims *in forma pauperis*, the court screens the complaint pursuant to 28 U.S.C. §1915(e). The Magistrate Judge also issued a Report and Recommendation (ECF No. 2) that the complaint be dismissed with prejudice for failure to state a claim, which failure cannot be cured by amendment. Villela did not timely file objections. Accordingly, for good cause shown,

1 THE COURT **ADOPTS** the Report and Recommendation (ECF No. 2);
2 THE COURT **ORDERS** that plaintiff Javier Alfredo Villela's complaint is DISMISSED
3 with prejudice.

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5 DATED this 10 day of March, 2017.

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8 Lloyd D. George
9 United States District Judge
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